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April 15, 1997

*Via Express Mail EM379042039US*  
Hon. Commissioner of Patents and Trademarks  
Box: Assignment  
Washington, DC 20231

Re: **Assignment of Patents and Patent Applications**  
**NCE Concepts, Ltd. to NCE Corporation**  
Our File No. 41813.55853

To the Hon. Commissioner of Patents and Trademarks:

I enclose a copy of the above-referenced assignment, along with the appropriate cover sheet, a certificate of express mail, a check to cover the filing fees, this letter, and a postcard to acknowledge receipt. Please date-stamp and return the postcard, and forward the enclosures to the Assignment Division for processing. Thank you for your help and your attention to this matter.

Very truly yours,

13/

Frederic M. Wilf

cc (w/enc.): Mr. Jonathan Butcher  
Mr. Edward M. Smith  
Robert M. Chiaviello, Jr., Esq. ✓  
Francis V. McNamara, III, Esq.  
Spencer W. Franck, Jr., Esq.

Enclosures

529399.01 4/15/97

Small entry sticker  
applies  
CAO 4/23/97

*Via Express Mail EM379042039US*  
*Deposited on April 15, 1997*

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

*In re Patent Applications and Patents of*  
NCE Concepts, Ltd.

Applications: 08/440,992

08/425,766

08/639,288

Patents: 5,203,267

5,305,697

5,425,316

Assignor: NCE Concepts, Ltd.

Assignee: NCE Corporation

Atty's Docket: 41813.55853

Hon. Commissioner of Patents and Trademarks

Attn: Assignment

Washington, DC 20231

Re: Certificate of Express Mail  
Express Mail No.: EM379042039US  
Date of Mailing: April 15, 1997

To the Hon. Commissioner of Patents and Trademarks:

I hereby certify pursuant to 37 C.F.R. § 1.10 that for the above-referenced matter, a copy of an assignment document, a patent recordation form cover sheet, a cover letter, this certificate of express mail, a \$240 check to cover the filing fees, and a postcard to acknowledge receipt, were deposited with the "Express Mail Post Office to Addressee" service of the United States Postal Service on the above-referenced date, addressed to Hon. Commissioner of Patents and Trademarks, Attn: Assignment, Washington, DC 20231.

*/S/*  
Frederic M. Wilf

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

NCE Concepts, Ltd.  
2150 Chennault  
Carrollton, TX 75006

## 2. Name and address of receiving party(ies):

Name: NCE Corporation

Internal Address:

Street Address: 2150 Chennault

City: Carrollton State: Texas ZIP: 75006

Additional name(s) of conveying party(ies) attached?  Yes  No

## 3. Nature of conveyance:

- Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_

Additional name(s) & address(es) attached?  Yes  No

Execution Date: April 7, 1997

## 4. Application number(s) or patent number(s).

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

## A. Patent Application No.(s)

08/440,992 filed May 15, 1995  
 08/425,766 filed April 19, 1995  
 08/639,288 filed April 25, 1996

## B. Patent No.(s)

5,203,267 issued April 20, 1993  
 5,305,697 issued April 26, 1994  
 5,425,316 issued June 20, 1995

Additional numbers attached?  Yes  No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Frederic M. Wilf

Internal Address:

Street Address: Saul, Ewing, Remick & Saul  
1055 Westlakes Drive, Suite 150

City: Berwyn State: PA ZIP: 19312-2410

## 6. Total number of applications and patents involved: 6

7. Total fee (37 CFR 3.41), ..... \$240.00  
 Enclosed  
 Authorized to be charged to deposit account

## 8. Deposit account number:

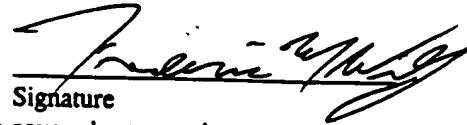
(Attach duplicate copy of this page if paying by deposit account)

**DO NOT USE THIS SPACE**

## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Frederic M. Wilf  
Name of Person Signing

  
Signature

Total number of pages including cover sheet, attachments and document: 5

April 15, 1997

Date

5

## ASSIGNMENT OF PATENTS

WHEREAS, NCE CONCEPTS, LTD., a Texas limited partnership, having an address of 2150 Chennault, Carrollton, Texas 75006 (hereafter "Assignor"), is the owner of the patents and patent applications in the United States of America and for countries foreign to the United States of America listed in Exhibit A attached hereto and the inventions described and claimed therein; and

WHEREAS, NCE CORPORATION, a Delaware corporation, having a principal office address of 2150 Chennault, Carrollton, Texas 75006 (hereafter "Assignee"), desires to acquire all right, title, and interest in and to the patents and patent applications, together with the inventions described therein.

NOW THEREFORE, pursuant to the Contribution and Exchange Agreement, and for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby sell, assign, transfer and set over to Assignee, all its right, title and interest in and to:

(1) the patents and patent applications listed in Exhibit A and the inventions described and claimed therein, as well as all continuations, divisions, and continuations-in-part of said patents and patent applications, and all reissues and extensions of the term of any patent issuing on said patents or patent applications, and to all international priority rights relating thereto throughout the world, the same to be held and enjoyed by Assignee for its own use and benefit, and for the use and benefit of its successors, assigns, or legal representatives, to the end of the term or terms for which such patents are or may be granted or reissued, as fully and entirely as the same would have been held and enjoyed by Assignor if this assignment and sale had not been made;

(2) all claims for damages by reason of past infringement of such patents, with the right to sue for and collect the same for its own use and benefit, and for the use and benefit of its successors, assigns, or other legal representatives.

Assignor also assigns to Assignee, all right, title and interest in and to the inventions disclosed in said applications throughout the world, including the right to file applications and obtain patents, utility models, industrial models and designs for said inventions in Assignee's own name throughout the world including all rights to publish cautionary notices reserving ownership of said inventions and all rights to register said inventions in appropriate registries; and

Assignor further agrees that it will, at any time upon request, execute and deliver any and all lawful papers that may be necessary or desirable to perfect the title to such patents and patent applications to Assignee and its successors, assigns, or legal representatives.

IN WITNESS WHEREOF, the parties and their duly authorized representatives have caused this Assignment of Patents to be executed on the dates and in the capacities shown below.

NCE CONCEPTS, LTD., a Texas limited partnership

By:



Michael T. Slataper, President of MTS Capital, Inc.,  
the sole General Partner of NCE Concepts, Ltd.

Date:



3/28/87

NCE CORPORATION

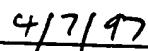
By:



Charles M. Smith

Its: President

Date:



4/7/87

STATE OF \_\_\_\_\_

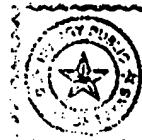
§  
§  
§

COUNTY OF \_\_\_\_\_

On this 28 day of MARCH, 1997, personally appeared before me Michael T. Slataper, to me known and known to me to be the President of MTS Capital, Inc., the sole General Partner of NCE Concepts, Ltd., the Assignor above named, and acknowledged that he executed the foregoing assignment on behalf of said Assignor and pursuant to authority duly received.

Thelma J. Brown

Notary Public in and for  
the State of TEXAS



THELMA J. BROWN  
NOTARY PUBLIC  
State of Texas  
Comm. Exp. 08-13-07

Printed Notary Name

My Commission Expires: \_\_\_\_\_

STATE OF TEXAS

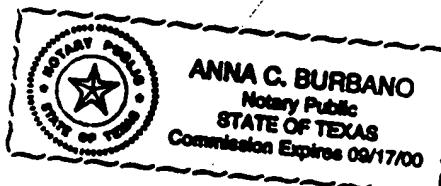
§  
§  
§

COUNTY OF DALLAS

On this 7th day of April, 1997, personally appeared before me E.T. Smith to me known and known to me to be the President of NCE Corporation, Assignee above named, and acknowledged that he executed the foregoing assignment on behalf of said Assignee and pursuant to authority duly received.

Anna C. Burbano

Notary Public in and for  
the State of TEXAS



Printed Notary Name

Anna C. Burbano

My Commission Expires: 9.17.2000

## EXHIBIT A

### United States Patents

<u>Patent No.</u>	<u>Issue Date</u>	<u>Title</u>
5,203,267	April 20, 1993	METHOD AND APPARATUS FOR DISPOSING OF WASTE MATERIAL
5,305,697	April 26, 1994	METHOD AND APPARATUS FOR DISPOSING OF WASTE MATERIAL
5,425,316	June 20, 1995	METHOD AND APPARATUS FOR CONTROLLING A WASTE DISPOSAL SYSTEM

### United States Patent Applications

<u>Serial No.</u>	<u>Filing Date</u>	<u>Title</u>
08/440,992	May 15, 1995	METHOD AND APPARATUS FOR CONTROLLING A WASTE DISPOSAL SYSTEM
08/425,766	April 19, 1995	METHOD AND APPARATUS FOR DISPOSING OF WASTE MATERIAL
08/639,288	April 25, 1996	METHOD AND APPARATUS FOR DISPOSING OF WASTE MATERIAL

### Foreign Patents

<u>Patent No.</u>	<u>Issue Date</u>	<u>Country</u>	<u>Title</u>
112,641	April 16, 1993	Taiwan	APPARATUS FOR DISPOSING OF WASTE MATERIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Greene, et al.  
Patent No.: 5,203,267  
Reissue Application No.: 08/425,766  
Filing Date: April 19, 1995  
Examiner: Tinker, S.  
Group Art Unit: 3404  
Title: METHOD AND APPARATUS FOR DISPOSING OF  
WASTE MATERIAL

Honorable Commissioner of  
Patent and Trademarks  
Washington, D.C. 20231

I certify that this correspondence is  
being hand-delivered to the attention  
of Pamela C. O'Connor, 2201 South  
Clark Place, Crystal Park 4, Room  
3A13, Arlington, VA 22202, on the  
date shown below.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Date

Dear Sir:

**DECLARATION ESTABLISHING  
PROPRIETARY INTEREST OF PERSON SIGNING  
ON BEHALF OF AN OMITTED INVENTOR**

I, George D. Senn, Secretary of NCE Corporation, a Delaware corporation, 2150 Chennault, Carrollton, Texas 75006, am the person signing the Declaration for the above-identified Reissue Application on behalf of the omitted joint inventor Ralph M. Greene and make this Declaration as to the facts establishing the proprietary interest of NCE Corporation.

NCE Corporation certifies that it is the Assignee of the entire right, title, and interest in the above-identified Reissue Application, as evidenced by evidentiary documents recorded in the U.S. Patent and Trademark Office at Reel 5715, Frames 0001-0002 and at Reel 7189, Frames 0786-0792, and by the attached Assignment from NCE Concepts, Ltd. to NCE Corporation.

I have reviewed all the documents in the chain of title of the above-identified Reissue Application and, to the best of my knowledge and belief, title is in the Assignee identified above, NCE Corporation. I am empowered to sign this certificate on behalf of Assignee NCE Corporation.

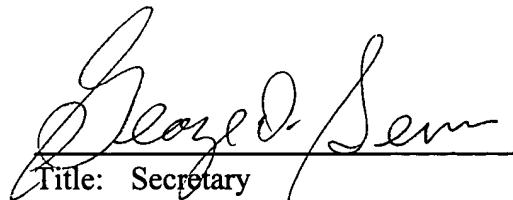
This Reissue Application was filed on April 19, 1995 to preserve the rights of NCE Concepts, Ltd., predecessor in interest to Assignee NCE Corporation, and prevent irreparable damage before the expiration of the two-year deadline for broadening the scope of issued claims in U.S. Patent 5,203,267 under 35 U.S.C. § 251. Mr. Greene is no longer an employee of New Clear Energy, Inc. or NCE Concepts, Ltd., nor is Mr. Greene an employee of NCE Corporation. Mr. Greene was previously contacted by patent counsel for NCE Concepts, Ltd. and declined to execute the Declaration for this Reissue Application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

10/8/97

Signed:

  
Title: Secretary

NCE Corporation  
2150 Chennault  
Carrollton, Texas 75006